IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICITON

WRIT PETITION NO.1063 OF 2007

Jagdish Chandra Gupta, Proprietor
of M/s.Sai Organics .. Petitioner.

Versus

Union of India & Others .. Respondents.

Mr.Ashok Singh i/by M/s.ACE Legal Consultants
for the petitioner.

Mr.Y.S. Bhate with Mr.Y.R. Mishra
for the respondents.

Mr.Rakesh Ladwal, Assistant Commissioner
Grade II C2D, JNCH present in person.

CORAM : DR.S. RADHAKRISHNAN, &
J.P. DEVADHAR, JJ.

DATED : 14TH FEBRUARY, 2007.

P.C. :

1. Rule. Rule made returnable forthwith. By consent of the parties, taken up for final hearing. The learned counsel for the respondents waive service.

2. Heard the learned counsel for the petitioner and the learned counsel for the respondents.

3. By the petition, the petitioner is seeking a limited relief of direction to the Assistant Commissioner of Customs - Respondent No.2 herein, who

is present in Court personally, to decide the matter after issuing a show cause notice as per order dated 2nd February, 2006.

4. Having regard to the facts and circumstances of the case, the respondent No.2 shall issue a show cause notice to the petitioner within a period of two weeks from today. The petitioner shall file an appropriate reply to the same within a period of two weeks thereafter. The respondent No.2 shall decide the matter after affording an opportunity of personal hearing to the petitioner within a period of four weeks thereafter.

5. Rule is made absolute in terms of this order with no order as to costs.

(DR.S. RADHAKRISHNAN, J.)

(J.P. DEVADHAR, J.)